

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEW HAMPSHIRE**

Donald Beatty

v.


Civil No. 07-cv-395-JM

NH State Prison, Warden

**ORDER**

Re: Document No. 12, Motion for Certificate of  
Appealability

Ruling: Denied. It is clear that neither the US Constitution, nor NH statutes create any liberty interest in, nor a right to, parole. The NH Adult Parole Board's conditional approval of petitioner's parole did not create such a right where: (a) the conditions of approval were not met, and (b) the parole board's ongoing right to review petitioner's eligibility for parole prior to release resulted in a finding that he was not suitable for release. See Casper v. Quarterman, 2007 WL 1455383, \*3 (N.D. Tex.). There is no legal basis for petitioner's claims.

  
James R. Muirhead  
U.S. Magistrate Judge

Date: June 18, 2008

cc: James W. Dennehy, Esq.